

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:
TRUE VALUE COMPANY, L.L.C., et al.,
Debtors.

Chapter 11
Case No. 24-12337 (KBO)
(Jointly Administered)

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US BANKRUPTCY COURT
DISTRICT OF DELAWARE

**RESPONSE OF DREW BRADY COMPANY INC. TO THE PLAN ADMINISTRATOR'S
ELEVENTH OMNIBUS OBJECTION TO CLAIMS (NON-SUBSTANTIVE)**

Drew Brady Company Inc. ("Claimant"), by and through its undersigned representative, respectfully submits this response to the Plan Administrator's Eleventh Omnibus Objection to Claims (Non-Substantive) (the "Objection") and in support thereof states as follows:

1. Background

- Claimant: Drew Brady Company Inc.
- Original Claim No.: C337-2988
- Original Claim Amount: \$35,809.80
- Claim Type in Objection: §503(b)(9) Administrative Expense
- Objection Basis: Late-filed claim

2. Factual Summary

Claimant shipped goods to True Value Company L.L.C. ("Debtor") **after the Petition Date of October 14, 2024**. These shipments were made **in reliance on an email dated October 17, 2024** from **Will Papcke, Sr. Category Strategy Manager at True Value**, which explicitly confirmed that invoicing for post-petition shipments would proceed "as normal." See Exhibit A.

The total value of these post-petition shipments is **\$35,809.80**, all of which were:

- Sold and delivered in the **ordinary course of business**, and
- Received and accepted by the Debtors **post-petition**, and
- Shipped **only after explicit written assurance** from a Debtor representative that payment would be made.

Had the Debtors not provided this assurance, Claimant would not have shipped the goods.

3. Legal Basis for Allowance

While the original claim was filed under §503(b)(9), Claimant now respectfully requests the Court to allow the claim **under §503(b)(1)(A)**, which permits administrative expense priority for:

"The actual, necessary costs and expenses of preserving the estate."

The Debtors requested and accepted the goods **post-petition** in the ordinary course. These goods were necessary for the continuation of their business and the preservation of estate value. The Claimant relied in good faith on the Debtor's written representation.

4. Alternative Relief

To the extent the Court finds that the requirements of §503(b)(1)(A) are not satisfied, Claimant respectfully requests that the claim be **reclassified as a general unsecured claim**, rather than being expunged.

5. Exhibits

- **Exhibit A:** Email from Will Papcke, True Value (dated October 17, 2024), confirming post-petition payment assurance.
- **Exhibit B:** Summary of Invoices (List of post-petition shipments totaling \$35,809.80).

6. Conclusion

For the reasons stated above, Claimant respectfully requests that this Court:

1. Overrule the Objection as it pertains to Claim No. C337-2988;
2. Allow the claim in the full amount of \$35,809.80 as an administrative expense under §503(b)(1)(A);
3. Alternatively, reclassify the claim as a general unsecured claim;
4. Grant such other and further relief as is just and proper.

Dated: June 16, 2025

Respectfully submitted,

Drew Brady Company Inc.

106-418 Iroquois Shore Road

Oakville, ON L6H 0X7

Canada

By: 

Ajay Ruia

President

ajay@ruia.com

Tel: 647-956-1200

**EXHIBIT A**

Antonio Orense <antonio@ruia.com>

True Value outstanding orders to be shipped

'Will Papcke' via Accounting <accounting@ruia.com>

Thu, Oct 17, 2024 at 1:13 PM

Reply-To: Will Papcke <Will.Papcke@truevalue.com>

To: Adam Czajka <adam@ruia.com>, Mike Divito <mike@dasalesgroup.com>

Cc: Ajay Ruia <ajay@ruia.com>, "SHIPPING@RUIA.COM" <SHIPPING@ruia.com>, DBC Accounting <accounting@ruia.com>

Adam,

Your interpretation is correct and invoicing will progress as normal. There will be an additional communication coming out to all Vendors by tomorrow EOD that states the same.

Appreciate your partnership!

Thank you,

Will Papcke

Sr. Category Strategy Manager

Lawn and Garden, Grills, Outdoor Power and Outdoor Tools

True Value Company

Will.Papcke@TrueValue.com

C: 224-828-2168

From: Adam Czajka <adam@ruia.com>**Sent:** Thursday, October 17, 2024 3:10 PM**To:** Will Papcke <Will.Papcke@TrueValue.com>; Mike Divito <mike@dasalesgroup.com>**Cc:** Ajay Ruia <ajay@ruia.com>; SHIPPING@RUIA.COM; DBC Accounting <accounting@ruia.com>**Subject:** True Value outstanding orders to be shipped

Hi Will,

I wanted to check in with you in regards to the orders we have shipping soon to make sure we understand that payments for orders shipped after the bankruptcy filing date will be paid as normal. Is there a different process for invoicing or is it the same bill through True Value until further notice? Please advise asap so we can ship out the orders that are pending.

Thank you,

--

Best Regards,

Adam Czajka

Vice President, Sales

Drew Brady Company, Inc.

cell 262-304-0601

adam@drewbrady.co

www.drewbrady.co

www.heatholders.com



Inv No	SO No	PO No	Auth No	Curr	Amount	Ship Date	Due Date	Carrier	PRO# / Tracking#	Store No	Ship to Name	Postal Code/ZIP	Delivery Date	Receiver
S1658859	SO24052344	REUNION2	42711049282167	USD	1,654.80	10/15/2024	12/14/2024	UPS	126191370310039859	164999	Hoffman Drug True Value Hardware	80828-2216	10/17/2024	Mogan
S1658860	SO24052346	REUNION2	42711049288020	USD	236.00	10/15/2024	12/14/2024	UPS	126191370310039911	112659	Agway Of Cape Cod	06600-3095	10/18/2024	Karl
S1658861	SO24052245	ORLDICITY5	42711049288845	USD	236.00	10/15/2024	12/14/2024	UPS	126191370310039918	208619	Store#(21128-9) - Agway Of Orleans	02653	10/18/2024	Christine
S1658862	SO24052347	SHOW24	42751117333753	USD	1,176.00	10/15/2024	12/14/2024	UPS	126191370310039788	068197	Holodi's True Value Hdwe	19444-1711	10/17/2024	Holodi
S1658863	SO24052348	13584	42711049290495	USD	942.40	10/15/2024	12/14/2024	UPS	126191370310039653	140361	Kraynaks Inc H&Gs	16148-2746	10/17/2024	Acorn
S1658864	SO24052349	REUNION	42711049291322	USD	130.00	10/15/2024	12/14/2024	UPS	126191370310039626	227036	Three Sons Hardware Llc	55309-0000	10/17/2024	Schmitt
S1658865	SO24052350	55SHWL	42711049292188	USD	408.00	10/15/2024	12/14/2024	UPS	126191370310039671	119698	Tops Home Center - Elwood in	46036-2229	10/17/2024	Clark
S1658866	SO24052351	REUNION1	42711049293013	USD	408.00	10/15/2024	12/14/2024	UPS	126191370310039680	087775	M&M True Value Hardware	95428-9617	10/21/2024	Emen
S1658867	SO24052352	WINTER	42711049293897	USD	408.00	10/15/2024	12/14/2024	UPS	126191370310039699	142409	Lumber Plus True Value Hardware	84741-3608	10/21/2024	King
S1658868	SO24052353	FALL24	42711049294720	USD	410.40	10/15/2024	12/14/2024	UPS	126191370310039875	106774	Owens True Value Hdwe	69033-3155	10/21/2024	Adams
S1658869	SO24052354	DBRR	42711137047876	USD	2,363.60	10/15/2024	12/14/2024	UPS	126191370310039851	120504	Adams Fairacre Farms H&Gs	12449-5407	10/18/2024	Adams
S1658870	SO24052355	TVSHOW9924	42711137048708	USD	628.80	10/15/2024	12/14/2024	UPS	126191370310039884	107035	Miners Bldg. True Value	81611-1929	10/17/2024	Carls Pharmacy
S1658871	SO24052356	TVSHOW	42711137050381	USD	1,062.00	10/15/2024	12/14/2024	UPS	126191370310039475	120652	Fairmace Farm Agway	11901-0000	10/17/2024	Talmage
S1658872	SO24052357	POK24	427111370509345	USD	3,185.20	10/15/2024	12/14/2024	UPS	126191370310039475	120652	Adams Fairacre Farms H&Gs	12603-2057	10/18/2024	Mike D
S1658873	SO24052358	TVFU24	42711137051210	USD	2,141.20	10/15/2024	12/14/2024	UPS	126191370310039500	188808	Adams Fairacre Farms H&Gs	12590-4923	10/21/2024	Albert
S1658874	SO24052359	ERICFALL	42711137052032	USD	3,616.40	10/15/2024	12/14/2024	UPS	126191370310040070	130529	Adams Fairacre Farm Inc	12550-5006	10/18/2024	Nick Smith
S1658875	SO24052360	9624HHDB	42711137052858	USD	1,431.20	10/15/2024	12/14/2024	UPS	126191370310039831	177629	Kootenai Drug True Value	59935-0328	10/18/2024	Cratty
S1658876	SO24052361	WALLRILL24	42711137053682	USD	2,278.80	10/15/2024	12/14/2024	UPS	126191370310039617	234783	Adams Fairacre Farms	10941	10/18/2024	Adams
S1658877	SO24054140	10022024	42831134396037	USD	456.00	10/15/2024	12/14/2024	UPS	126191370310046270	216831	Gateway Farm & Pet	01050-9777	10/17/2024	Receiving Cart
S1658878	SO24054149	DCDFALL24	42831149573782	USD	912.00	10/15/2024	12/14/2024	UPS	126191370310046298	187446	Pineo's True Value	04654-0001	10/21/2024	David Hopkins
S1667257	SO24054194	2183675A	42831523391701	USD	1,613.92	10/28/2024	12/27/2024	UPS	126191370310048198	18146	Hamilton Marine, Inc.	04649-3338	10/31/2024	Emerson
S1668281	SO24062132	DRPOPHIP	42921201259410	USD	456.00	10/30/2024	12/29/2024	UPS	126191370310048330	214760	Ben's Supercenter	48416-9701	11/1/2024	Dock
S1668759	SO24035573	TIMES	420814251512071	USD	1,703.20	11/1/2024	12/31/2024	UPS	126191370310048198	151574	Pines Country Store Inc	12845-0339	11/5/2024	Pine
S1668760	SO24035568	SHOW	42121455501365	USD	694.00	11/1/2024	12/31/2024	UPS	126191370310046921	023549	Fair True Value Hardware & Supply	04578-4627	11/5/2024	Robert
S1668761	SO24035568	DISCONUNT2	42121455502821	USD	2,624.00	11/1/2024	12/31/2024	UPS	126191370310046869	034462	Ames True Value Hardware & Supply	04578-4627	11/6/2024	Averill
S1668762	SO24035569	24DSDC	42121519274893	USD	478.80	11/1/2024	12/31/2024	UPS	126191370310046832	119342	Sawyer Garden Center	49123-9380	11/5/2024	Garden
S1668763	SO24035671	HOWD27	42121533068274	USD	456.00	11/1/2024	12/31/2024	UPS	126191370310046752	138324	Indian Hill Trading Post	00441-3608	11/6/2024	Henderson
S1668764	SO24035671	SHOWD5	42121533070792	USD	1,074.40	11/1/2024	12/31/2024	UPS	126191370310046830	153885	John S Solenberger & Co Inc	22601-5914	11/5/2024	Carroll
S1668765	SO24035672	DCOSFR24	42121549514578	USD	912.00	11/1/2024	12/31/2024	UPS	126191370310046823	181746	Pineo's True Value	04654-0001	11/7/2024	Pineo
S1668766	SO24035673	THADESHOW	42121549520486	USD	106.00	11/1/2024	12/31/2024	UPS	126191370310046878	195844	Southfork Mercantile - Huntsville	84317-9508	11/7/2024	Lee
S1668767	SO24035674	DRPOSHIP24	42121602450563	USD	456.00	11/1/2024	12/31/2024	UPS	126191370310046743	202815	Park Falls True Value	54552-1950	11/6/2024	Nick
S1668768	SO24035675	DISC24D	42121602453478	USD	238.68	11/1/2024	12/31/2024	UPS	126191370310046712	234300	Ben's Supercenter	48453-1299	11/5/2024	Stockton
S1668769	SO24035676	DEALS	42281804308789	USD	456.00	11/1/2024	12/31/2024	UPS	126191370310046814	233090	Brooksview Farm Supply	41004-0000	11/5/2024	Blazer
S1675087	SO24067747	1029248	43041035374458	USD	456.00	11/7/2024	1/6/2025	UPS	126191370310051273	229370	Dublin Agway	18917-0000	11/11/2024	Wesley
S1691529	SO24084054	9624HHDB REPLACEMENT	42711137052858	USD	0.00	11/14/2024	1/13/2025	UPS	126191370310052325	177629	Kootenai Drug True Value	59935-0328	11/19/2024	Hawthorne
TOTAL					35,809.80									

From
Drew Brady Company Inc.
106-418 Traquair's Shore Rd
Oakville, ON L6H0X7
Canada

To,
Honorable Karen B Owens
US Bankruptcy Court
District of Delaware
824 North Market Street 3rd Floor
Wilmington, DE 19801
USA

FedEx® Express

ORIGIN ID:YRLA (905) 815-1534
AJAY RUJA
DREW BRADY COMPANY INC.
418 IROQUOIS SHORE ROAD
UNIT 106
OAKVILLE, ON L6H0X7
CA

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ACTWGT: 1.00 LB
CAD: 103382723/INET4535

BILL SENDER

TO **HONORABLE KAREN B. OWENS**
US BANKRUPTCY COURT-DISTRICT OF DE
824 NORTH MARKET STREET, 3RD FLOOR

WILMINGTON DE 19801

(302) 252-2900
INV: TRUE VALUE SUBMISSION
PO: JITENDRA FOR AJAY

REF:

DEPT:

(US)

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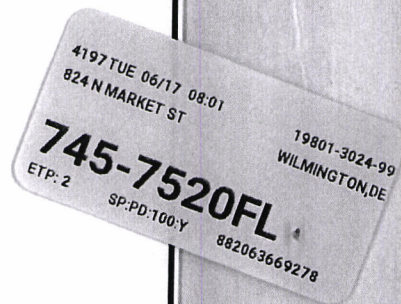
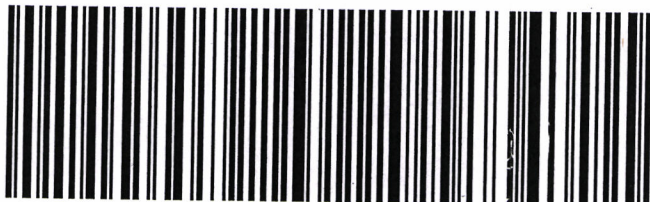
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